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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/668,664

09/23/2003

Stuart Stuple

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27488 7590 06/10/2009  
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EXAMINER

LUDWIG, MATTHEW J

ART UNIT

PAPER NUMBER

2178

MAIL DATE

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06/10/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/668,664	<b>Applicant(s)</b> STUPLE ET AL.	
	<b>Examiner</b> MATTHEW J. LUDWIG	<b>Art Unit</b> 2178	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 18 June 2007.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-45 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-45 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

### **DETAILED ACTION**

1. This office action is in response to amendment received 6/18/2007.
2. Claims 1-45 are pending in the application. Claims 1, 9, 17, 23, 30 and 38 are independent claims.
3. Claims 1, 9, 30 and 38 rejected under 35 U.S.C. 103(a) as being unpatentable over Giroux in view of Nolan have been withdrawn pursuant to applicant's arguments. Claims 4-6, 12-14, 34, 35, 41-43 rejected under 35 U.S.C. 103(a) as being unpatentable over Giroux in view of Nolan and in further view of Sciammarella have been withdrawn pursuant to applicant's arguments.

### ***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. **Claims 1-45 are rejected under 35 U.S.C. 102(e) as being anticipated by Mori, PG Pub. 2003/0056179 filed (9/11/2002).**

**In reference to independent claim 1, Mori teaches:**

***‘determining a first set of format attributes associated with a first region of content for the electronic document, wherein the first region of content comprises a source for a portion of content’***

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The reference provides a means for the detection of format attributes (chapter settings) and collection of format attributes from a source document. See page 10, 0173 through 0178.

*‘determining a second set of format attributes associated with a second region of content for the electronic document, wherein the second region of content comprises a destination for the portion of content’*

The reference points to a paste procedure to transfer content including chapter setting to a second location within a document. The procedure includes options to the user based upon the content of the first content and the destination document. See page 12, 0191 through 0197.

*‘comparing the first set of format attributes with the second set of format attributes; and applying to the portion of content those format attributes of the second set of format attributes that differ from the first set of format attributes in response to placing the portion of content at a location within the electronic document’*

The reference provides a means for priority settings that modify the selection process for user based upon attributes of a first document and the attribute setting of a second document. See page 12, 0192 through 0197. The copy/paste functions as taught by Mori allow for specific modifications to attribute setting based upon chapter settings found in the pasted document.

**In reference to dependent claim 2, Mori teaches:**

A means for detection of chapter settings related to source content which are applied to a second set of chapter setting based upon a copy/paste action specified by user. See page 10, 0173 through 0178.

The reference provides a means for priority settings that modify the selection process for user based upon attributes of a first document and the attribute setting of a second document. See

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page 12, 0192 through 0197. The copy/paste functions as taught by Mori allow for specific modifications to attribute setting based upon chapter settings found in the pasted document.

**In reference to dependent claim 2 and 3,** Mori teaches

A determination is made as to whether or not to retain only page attributes as a means of utilizing chapter settings in a copy/paste routine. See page 12, 0190 through 0197.

**In reference to dependent claim 4-7,** Mori teaches:

Figures 26-29 illustrate a plurality of lines within a document that would fall within the chapters and chapter settings. The second document also contains a similar structure of paragraphs or lines within a chapter/chapter settings. See figures 26-29.

**In reference to dependent claim 8,** Mori teaches:

Allows priority settings to be set up by the user before pasting which of document, chapter, and page setting to enable as well as what settings at the destination to follow.

**In reference to claims 9-16,** the claims recite the system for performing similar steps found in the rejected claims 1-8. Therefore, the claims are rejected under similar rationale.

**In reference to independent claim 17,** the claim recites similar language to that of rejected independent claim 1. The claim recites ‘determining each of the format attributes’ which in the reference to Mori, is taught by the use of the priority settings specified by the user prior to pasting the document. The setting are compared to those of a second document content location and changes are made based upon the comparison. See page 11, 0191 through 0197.

**In reference to dependent claims 18-22,** the claims recite similar language and similar limitations to those of rejected claims 2-8. Therefore, the claims are rejected under similar rationale.

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**In reference to claims 23-45**, the claims recite similar language and similar limitations to those of claims 1-9 and therefore are rejected under similar rationale.

### ***Response to Arguments***

6. Applicant's arguments with respect to claims 1-45 have been considered but are moot in view of the new ground(s) of rejection.

### ***Conclusion***

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to MATTHEW J. LUDWIG whose telephone number is (571)272-4127. The examiner can normally be reached on 9:00am-6:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 571-272-4124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would

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like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Stephen S. Hong/  
Supervisory Patent Examiner, Art Unit  
2178

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